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06-29-06

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BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of Southern California Edison Company (U 338-E) for a Certificate of Public Convenience and Necessity Concerning the Devers-Palo Verde No. 2 Transmission Line Project.

Application 05-04-015
(Filed April 11, 2005)

Order Instituting Investigation on the Commission's Own Motion into Methodology for Economic Assessment of Transmission Projects.

Investigation 05-06-041
(Filed June 30, 2005)

**ADMINISTRATIVE LAW JUDGE'S RULING
ON PETITIONS TO INTERVENE**

On April 25, 2006, the Morongo Band of Mission Indians (Morongo) filed petitions to intervene in Application (A.) 05-04-015 and in Investigation (I.) 05-06-041. Southern California Edison Company (SCE) filed a response to the two petitions on May 10, 2006. SCE concurs that the Commission should permit Morongo to intervene in Phase 2 of A.05-04-015.

Morongo states that a critical part of the Devers-Palo Verde No. 2 (DPV2) project is SCE's proposal to upgrade transmission facilities that traverse the Morongo Indian Reservation (Reservation) near Banning, California. Morongo describes that, in order to implement these upgrades, SCE must first reach an agreement with Morongo. Morongo asserts certain deficiencies in SCE's application and its Proponent's Environmental Assessment for the DPV2 project, including representations regarding jurisdiction and permitting authority related to SCE facilities within the Reservation.

The Commission opened I.05-06-041 to consider methodologies for the economic assessment of proposed transmission projects. I.05-06-041 has been coordinated with Phase 1 of A.05-04-015, in which need issues and the economic methodology used to assess cost effectiveness of proposed transmission projects in general, and DPV2 in particular, are being considered. In Phase 1, evidentiary hearings have been held, briefs have been filed, and the evidentiary record was submitted on March 24, 2006. On June 20, 2006, I submitted a Proposed Decision in I.05-06-041 which, if adopted by the Commission, would close I.05-06-041.

Phase 2, in A.05-04-015 only, is underway to address environmental, routing, updated cost estimates, and other issues related specifically to DPV2. The Commission plans to rule on SCE's request for authorization to construct DPV2 by the end of 2006. In that decision, the Commission will consider Phase 1 evidence regarding the cost-effectiveness of DPV2 in addition to the DPV2-specific issues being addressed in Phase 2 of A.05-04-015.

The concerns raised by Morongo relate solely to issues under consideration in Phase 2 of A.05-04-015. There is no prejudice to any party from Morongo intervening in A.05-04-015 to address Phase 2 issues, and I grant its petition to intervene in A.05-04-015 to that extent.

Because of the limited scope of Morongo's interests, there is no basis for granting its petition to intervene in I.05-06-041. Nor should Morongo be allowed to address issues in Phase 1 in A.05-04-015, which was submitted on March 24, 2006.

IT IS RULED that:

1. The petition of the Morongo Band of Mission Indians (Morongo) to intervene in Application (A.) 05-04-015 is granted to the extent set forth in this ruling.

2. The following person is granted Interested Party status in A.05-04-015 on behalf of Morongo and is added to the Appearances portion of the service list in A.05-04-015:

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3. The petition of Morongo to intervene in Investigation 05-06-041 is denied.

Dated June 29, 2006, at San Francisco, California.

/ CHARLOTTE F. TERKEURST
Charlotte F. TerKeurst
Administrative Law Judge

INFORMATION REGARDING SERVICE

I have provided notification of filing to the electronic mail addresses on the attached service list.

Upon confirmation of this document's acceptance for filing, I will cause a copy of the filed document to be served upon the service list to this proceeding by U.S. mail. The service list I will use to serve the copy of the filed document is current as of today's date.

Dated June 29, 2006, at San Francisco, California.

/s/ ELIZABETH LEWIS
Elizabeth Lewis